

NOTICE OF PROPOSED RULE ADOPTION

STATE OF MISSISSIPPI  
MS State Department of Health

**FILED**  
JAN 29 2010

MISSISSIPPI  
SECRETARY OF STATE

MS State Department of Health  
c/o Daniel R. Bender  
P.O. Box 1700  
Jackson, MS 39215-1700  
601-576-7472  
daniel.bender@msdh.state.ms.us

Specific Legal Authority authorizing the promulgation of  
**Rule:** Section 41-21-201 of Mississippi Code  
Reference to Rules repealed, amended or suspended by the  
Proposed Rule: Chapter 38 and 42 of the Rules and Regulations  
governing the Newborn Screening Program and Birth Defects  
Registry

**Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:**

- Verbage changed to reflect MSDH has right to determine the cost for infants screened to evaluate its efficacy and cost effectiveness
- Increase the number of advisory committe members not to exceed 13 members

This rule is proposed as a ☒ Final Rule, and/or a ☐ Temporary Rule (Check one or both boxers as applicable.)

**Persons may present their views on the proposed rule by addressing written comments to the agency at the above address. Persons making comments should include their name and address, as well as other contact information, and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.**

**Oral Proceeding:** Check one box below:

☒ An oral proceeding is scheduled on this rule on Date: 2/8/2010 Time: 10:00 a.m.  
Place: MSDH - Osbourne Building  
Alton B. Cobb Auditorium

If you wish to be heard and present evidence at the oral proceeding you must make a written request to the agency at the above address at least 5 day(s) prior to the proceeding to be placed on the agenda. The request should include your name, address, telephone number as well as other contact information; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

☐ An oral proceeding is not scheduled on this rule. Where an oral proceeding is not scheduled, an oral proceeding will be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address and telephone number of the person(s) making the request; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

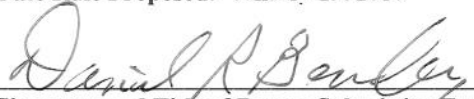
**Economic Impact Statement:** Check one box below:

- ☐ The agency has determined that an economic impact statement is not required for this rule, or
- ☒ The concise summary of the economic impact statement required is attached.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

**Date Rule Proposed:** January 29, 2010

**Proposed Effective Date of Rule:** July 1, 2010

  
Signature and Title of Person Submitting Rule for Filing

SOS FORM APA 001  
Effective Date 07/29/2005